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#35/ Ltr re
NOA &
Copy of
Previously
Filed
Amtd D
3-8-04
L. Spruell



See OK

February 13, 2004

LETTER RE ERRONEOUS NOTICE OF ALLOWANCE

A Notice of Allowance was issued in the above-identified application, on [REDACTED], but the claims which were allowed were those that existed in the application as amended by the Primary Amendment dated November 4, 2003, which was duly filed on that day by [REDACTED] mail.

This error was pointed out to the Examiner who recommended that the undersigned contact the PTO at (571) 272-1576. That call was made and the authorities stated that the Preliminary Amendment was in fact received by the PTO and that it would be found and combined with the file.

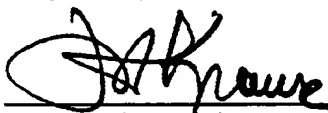
Match and Return

In this regard, for the convenience of the PTO, attached is a copy of the November 4, 2003, Preliminary Amendment, and a photocopy of the return Postcard indicated that the Preliminary Amendment was duly received by the PTO on November 10, 2003.

It is respectfully requested that the Preliminary Amendment claims be examined prior to the due date of April 27, 2004, for paying the Issue Fee.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Attorney for Applicants

Registration No. 24,613

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 408146v1



Commissioner for Patents

P.O. Box 1450
Alexandria, VA 22313-1450

Date 11.04.03
Mo. Day Yr.

Atty. Docket 00862-003016

Application No. 29/234,580

Sir,

Kindly acknowledge receipt of the accompanying:

- ☐ Response to Official Action. _____
- ☐ Check for \$ _____ (claims fee)
- ☐ Petition under 37 CFR 1.136 and Check for \$ _____
- ☐ Notice of Appeal and Check for \$ _____
- ☐ Information Disclosure Statement, PTO-1449 and _____ documents
- ☐ Claim for priority and certified copies of _____ priority applications
- ☐ Issue fee transmittal and Check for \$ _____

☒ Other (specify) Preliminary Amendment
by placing your receiving date stamp hereon and mailing or returning to deliverer.

Atty. JAK/ih

Due Date 11.04.03
Mo. Day Yr.

37 CFR 1.8 ☒
37 CFR 1.10 ☐
By Hand ☐

FORM-8-0

